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**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

Applicant: Andrew Robert Kerr  
Serial No: 10/743,920                      Group Art Unit: 3765  
Filed: December 23, 2003              Examiner: Robert H. Muromoto, Jr.  
Att. Docket No.: S1011/20170 (251A)      Confirmation No.: 9022  
For: PROTECTIVE GARMENT

**RESPONSE ENCLOSING TERMINAL DISCLAIMER**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

An Amendment was filed on July 27, 2005 stating that a Terminal Disclaimer was to follow. See page 10 the Amendment. A Terminal Disclaimer is enclosed herewith that disclaims the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the full term of U.S. Patent No. 6,681,388.

It is, therefore, respectfully requested that the Examiner withdraw the rejection of claims 1-14 for obviousness type double patenting.

In the event that an extension of time is deemed necessary for the filing of the Terminal Disclosure and Response, applicant hereby petitions for an appropriate extension of this time and, the Commissioner is hereby authorized to charge any fees associated with the petition to Deposit Account No. 03-0075.

Application No. 10/743,920

Response Enclosing Terminal Disclaimer August 11, 2005

Authorization to charge the Terminal Disclaimer small entity fee of \$65 is attached  
on the Fee Transmittal Form.

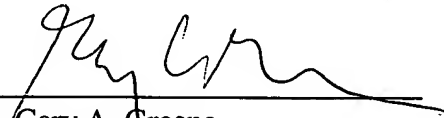
Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOW, LTD.

August 11, 2005

Please charge or credit our Account  
No. 03-0075 as necessary to effect  
entry and/or ensure consideration of  
this submission.

By

  
Gary A. Greene

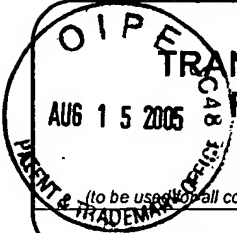
Registration No. 38,897

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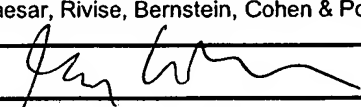
Attorneys for Applicant

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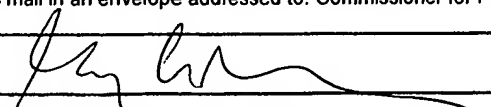
	Application Number	10/743,920	
	Filing Date	December 23, 2003	
	First Named Inventor	Andrew Robert Kerr	
	Art Unit	3765 Conf. No. 9022	
	Examiner Name	Robert H. Muromoto, Jr.	
Total Number of Pages in This Submission	5	Attorney Docket Number	S1011/20170 (251A)

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input checked="" type="checkbox"/> Terminal Disclaimer	- Post Card
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<b>Remarks</b> PLEASE CHARGE ATTORNEY ACCOUNT NO. 03-0075 AS NECESSARY TO EFFECT ENTRY AND/OR ENSURE CONSIDERATION OF THIS SUBMISSION	

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd., Customer No. 03000		
Signature			
Printed name	GARY A. GREENE		
Date	August 10, 2005	Reg. No.	38,897

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	GARY A. GREENE	Date	Aug. 11, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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